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**IN THE UNITED STATES BANKRUPTCY COURT**  
**FOR THE DISTRICT OF WYOMING**

In re:	)	
	)	
DENNIS MEYER DANZIK,	)	Case No. 17-20934
	)	CHAPTER 11
	)	
Debtor.	)	

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**REQUEST TO CONTINUE THE AUTOMATIC STAY PURSUANT TO**  
**11 USC §362(c)(3)(A) & (B)**

COMES NOW the Debtor above named, by counsel, Ken McCartney of The Law Offices of Ken McCartney, P.C., and he requests that the Automatic Stay be continued in the now pending Chapter 11 proceeding. In support thereof, he alleges as follows:

1. The present case was commenced on December 6<sup>th</sup>, 2017, by voluntary petition.
2. A previous Chapter 11 was commenced by the same individual Debtor on January 1, 2016, at case number 16-20002 in the same judicial district. That case was dismissed on March 8, 2017, hence one case was pending within the year preceding the filing of this case.
3. The Debtor has no other bankruptcies pending in the year previous to this case, and in fact has never been a Debtor in any other bankruptcy.

4. This case is presumptively filed in bad faith as to several individual creditors who filed for relief from the automatic stay pursuant to §362(d), some of which were pending at the time of dismissal.
5. In contradiction of the bad faith presumption, the Debtor offers the following:
  - a. The first chapter 11 filing was intended as a 100% federal income tax payment proceeding in which the Debtor moved forward with the plan confirmation process, and committed all of his disposable income to a chapter 11 plan for sixty (60) months.
  - b. This case is also intended as a 100% federal income tax payment case and appears to be within the Debtor's current means. It will treat all creditors, to which the bad faith presumption is extended by 11 U.S.C. §362(c) 3C(ii).
  - c. The treatment of the Internal Revenue Service—payment in full within 60 months—would not be possible with the interruption of the debtor's livelihood on going at the time the petition in this proceeding was filed.
  - d. It should not surprise the court that judgment creditors were vigorously challenging the Debtor's livelihood at the time the petition was filed in this case.
  - e. It would stretch the definition of bad faith to include a 100% tax

claim payment process in the open and public forum of chapter 11 represents.

6. The Court may impose such conditions or limitations as it deems appropriate when granting the requested relief. Debtor's proposed counsel would volunteer a communication to those claimants who filed proofs of claim in the first case suggesting a second proof of claim with the balance calculated to the new petition date in an effort to avoid prejudice brought on by the confusion of two filings.

WHEREFORE the Debtors pray the Automatic Stay be continued beyond the 30-day expiration to include the duration of payout under the plan as to all claimants to allow an orderly pro rata payout.

DATED this 5<sup>th</sup> day of January, 2018.

RESPECTFULLY SUBMITTED FOR:  
DENNIS MEYER DANZIK  
PROPOSED COUNSEL FOR THE DIP

By:  
/s/ Ken McCartney  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 5<sup>th</sup> day of January, 2018, a true and correct copy of the foregoing ***Debtor's Request for the Extension of the Automatic Stay Beyond Thirty Days together with a Notice of Opportunity to Object, and Proposed Order*** was served to the following parties:

Daniel Morse  
Deputy US Trustee

Via Electronic Mail Only

All on attached matrix

Via United States Mail  
First Class postage prepaid  
unless indicated "E" for electronically.

/s/ Ken McCartney  
KEN McCARTNEY